

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

SEUNGTAE KIM, an Individual,

Plaintiff,

vs.

BMW FINANCIAL SERVICES NA,
LLC., et al.

Defendants.

Case No.: CV 14–01752–BRO (JCx)

JUDGMENT

Honorable Beverly Reid O’Connell

1 The Court called this matter for jury trial on August 25, 2015. Plaintiff
2 SEUNGTAE KIM was represented by Robert F. Brennan, Esq. and Stephanie Tatar,
3 Esq. Defendant BMW FINANCIAL NA, LLC was represented by Rebecca Caley,
4 Esq. The Court empaneled an eight-person jury in this matter on August 25, 2015,
5 and the parties presented evidence and argued the case. On August 28, 2015, the jury
6 rendered its unanimous verdict. Based on the jury's verdict, IT IS HEREBY
7 ORDERED AND ADJUDGED that:

- 8 1. JUDGMENT is entered against Defendant BMW Financial Services NA,
9 LLC on Plaintiff Seungtae Kim's claim for violation of the Fair Credit
10 Reporting Act. On this claim, Plaintiff Seungtae Kim shall recover from
11 Defendant BMW Financial Services NA, LLC the amount of \$250,000,
12 with interest accruing at the legal rate from the date of entry of judgment,
13 for injury to reputation or creditworthiness.
- 14 2. JUDGMENT is entered in favor of Defendant BMW Financial Services
15 NA, LLC on Plaintiff Seungtae Kim's claim for violation of the
16 California Consumer Credit Reporting Agencies Act.
- 17 3. JUDGMENT is entered against Defendant BMW Financial Services NA,
18 LLC on Plaintiff Seungtae Kim's claim for violation of the California
19 Identity Theft Law. On this claim, Plaintiff Seungtae Kim shall recover
20 from Defendant BMW Financial Services NA, LLC the amount of
21 \$150,000, with interest accruing at the legal rate from the date of entry of
22 judgment, for noneconomic damages. Plaintiff Seungtae Kim shall also
23 recover from Defendant BMW Financial Services NA, LLC a civil
24 penalty in the amount of \$30,000, with interest accruing at the legal rate
25 from the date of entry of judgment.
- 26 4. IT IS ALSO ORDERED, ADJUDGED, AND DECREED that Plaintiff
27 Seungtae Kim shall, in addition to the judgment amount specified in the
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1 preceding paragraph, recover his reasonable attorneys' fees and costs
2 against BMW Financial Services NA, LLC in a sum to be determined
3 according to subsequent proof and motion.
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5 IT IS FURTHER ORDERED THAT Plaintiff shall file a separate motion for
6 attorneys' fees, and a bill of costs, after judgment is entered pursuant to the federal and
7 local rules of civil procedure. Plaintiff shall have 21 days to file his Motion for
8 Attorneys' Fees and Bill of Costs from the date of entry of judgment.
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11 **IT IS HEREBY ORDERED**

12 Dated: September 8, 2015

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14 HONORABLE BEVERLY REID O'CONNELL
15 UNITED STATES DISTRICT COURT JUDGE
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